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U.S. DISTRICT COURT E.D.N.Y.

★ MAY 16 2019 ★

MPR:PEN

F. #2019R00718/OCDETF # NYNYE785

BROOKLYN OFFICE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- X

UNITED STATES OF AMERICA

- against -

CARLOS ALBERTO MANTUANO
HOLGUIN,

Defendant.

----- X

THE GRAND JURY CHARGES:

I N D I C T M E N T

CR 19 226

Cr. No. _____

(T. 21, U.S.C., §§ 853(a), 853(p),
959(a), 959(c), 959(d), 960(a)(3),
960(b)(1)(B)(ii), 963 and 970; T. 18,
U.S.C., §§ 2, 3238 and 3551 et seq.)

KORMAN, J.

POLLAK, M.J.

COUNT ONE

(International Cocaine Distribution Conspiracy)

1. In or about and between January 2012 and December 2016, both dates being approximate and inclusive, within the extraterritorial jurisdiction of the United States, the defendant CARLOS ALBERTO MANTUANO HOLGUIN, together with others, did knowingly and intentionally conspire to distribute a controlled substance, intending, knowing and having reasonable cause to believe that such substance would be unlawfully imported into the United States from a place outside thereof, which offense involved a substance containing cocaine, a Schedule II controlled substance, contrary to Title 21, United States Code, Sections 959(a) and 960(a)(3). The amount of cocaine involved in the conspiracy attributable to the defendant as a result of his own conduct, and the conduct of other

conspirators reasonably foreseeable to him, was five kilograms or more of a substance containing cocaine.

(Title 21, United States Code, Sections 963, 960(b)(1)(B)(ii) and 959(d); Title 18, United States Code, Sections 3238 and 3551 et seq.)

COUNT TWO
(International Distribution of Cocaine)

2. On or about April 17, 2015, within the extraterritorial jurisdiction of the United States, the defendant CARLOS ALBERTO MANTUANO HOLGUIN, together with others, did knowingly and intentionally distribute a controlled substance, intending and knowing that such substance would be unlawfully imported into the United States from a place outside thereof, which offense involved five kilograms or more of a substance containing cocaine, a Schedule II controlled substance.

(Title 21, United States Code, Sections 959(a), 960(a)(3), 960(b)(1)(B)(ii) and 959(c); Title 18, United States Code, Sections 2, 3238 and 3551 et seq.)

CRIMINAL FORFEITURE ALLEGATION

3. The United States hereby gives notice to the defendant that, upon his conviction of either of the offenses charged herein, the government will seek forfeiture in accordance with Title 21, United States Code, Sections 853(a) and 970, which require any person convicted of such offenses to forfeit: (a) any property constituting, or derived from, any proceeds obtained directly or indirectly as the result of such offenses, and (b) any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such offenses.

4. If any of the above-described forfeitable property, as a result of any act or omission of the defendant:

- (a) cannot be located upon the exercise of due diligence;
- (b) has been transferred or sold to, or deposited with, a third party;
- (c) has been placed beyond the jurisdiction of the court;
- (d) has been substantially diminished in value; or
- (e) has been commingled with other property which cannot be

divided without difficulty;

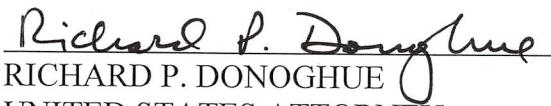
it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p) to seek forfeiture of any other property of the defendant up to the value of the forfeitable property described in this forfeiture allegation.

(Title 21, United States Code, Sections 853(a), 853(p) and 970)

A TRUE BILL



Jeannie Turner
FOREPERSON



RICHARD P. DONOGHUE
UNITED STATES ATTORNEY
EASTERN DISTRICT OF NEW YORK

F.#: 2019R00718
FORM DBD-34
JUN. 85

No.

UNITED STATES DISTRICT COURT

EASTERN *District of* NEW YORK

CRIMINAL DIVISION

THE UNITED STATES OF AMERICA

VS.

CARLOS ALBERTO MANTUANO HOLGUIN.

Defendant.

INDICTMENT

(T. 21, U.S.C., §§ 853(a), 853(p), 959(a), 959(d), 960(a)(3), 960(b)(1)(B)(ii), 963 and 970; T. 18, U.S.C., §§ 2, 3238 and 3551 et seq.)

A true bill.

Jeanne Turner
Foreperson

Filed in open court this _____ *day,*

of ————— A.D. 20

Clerk

Bail, \$

Patricia E. Notopoulos, Assistant U.S. Attorney (718) 254-6354